



Atty. Dkt. No. 033873-0108

1/15/09 RCE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Osamu HONMOU et al.

Title: INTERNALLY ADMINISTERED THERAPEUTIC AGENTS FOR DISEASES IN CENTRAL AND PERIPHERAL NERVOUS SYSTEM COMPRISING MESENCHYMAL CELLS AS AN ACTIVE INGREDIENT (As Amended)

Appl. No.: 10/562,202

International Filing Date: 6/25/2004

371(c) Date: 4/13/06

Examiner: Scott LONG

Art Unit: 1633

Conf. No. 4131

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Previously submitted:

04/14/2009 DE MANU1 00000099 10562202

01 FC:1001

810.00 OP

- ☐ Please enter and consider the amendment and/or reply previously filed on \_\_\_\_.
- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_\_ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on \_\_\_\_.
- ☐ Other \_\_\_\_.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO/SB/08 with copies of \_\_\_\_ listed reference(s).
- ☒ Verified English translation of priority application JP 2003-432329.
- ☒ Supplemental Application Data Sheet

## Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$810.00	= \$810.00
Total Claims:	23	- 22	= 1	x \$52.00	= \$52.00
Independents	6	- 6	= 0	x \$220.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$390.00	= \$0.00

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CLAIMS FEE TOTAL: = \$862.00

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☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$130.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$490.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,730.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the fifth month:	\$2,350.00		\$2,350.00
	EXTENSION FEE SUBTOTAL:			\$2,350.00
	EXTENSION FEE ALREADY PAID: -			\$0.00
	EXTENSION FEE TOTAL			\$2,350.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$3,212.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$3,212.00

A credit card payment form in the amount of \$3,212.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date April 13, 2009

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 295-4621  
Facsimile: (202) 672-5399

By 

Sunit Talapatra  
Attorney for Applicant  
Registration No. 54,482